

Public Chapter 143

SENATE BILL NO. 1685

**By Gilbert, Elsea, McNally, Atchley, Person, Jordan, Koella, Haun, Carter, Ramsey,
Leatherwood, Miller, Fowler**

Substituted for: House Bill No. 1263

By Sharp, Davis, Haley, Hargett, Pleasant, Wood, McDaniel, Stamps, Walley, Boyer,
Ford, Patton, Kerr, Beavers, Kent, Bird, Clabough, McKee, Sargent, Newton, Scroggs,
Godsey, Halteman Harwell, Goins, Walker, McAfee, Mumpower, Roach

AN ACT To amend Tennessee Code Annotated, Section 67-6-346, to exempt from sales
and use tax, pollution control equipment required to bring the purchaser into
compliance with pollution control laws or regulations.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 67-6-346, is amended by
deleting the section in its entirety, and substituting instead the following:

There shall be a credit of one hundred percent (100%) of the sales and
use tax paid with respect to pollution control required to bring the purchaser into
compliance with pollution control laws or regulations, whether federal, state or
local. Instead of taking the credit available under this Section or § 67-6-507(i)
and (j), the purchaser may apply to the commissioner of revenue for a refund of
the taxes paid or for authority to make purchases exempt from the tax.

SECTION 2. This act shall take effect upon becoming law, and shall also apply
to such credits outstanding immediately prior to the effective date, the public welfare
requiring it.